

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OHIO

AFFIDAVIT

Your Affiant, Shaun Moses, being duly sworn, deposes and states:

1. Affiant is an officer or employee of the United States Department of Justice (DOJ), Drug Enforcement Administration (DEA) within the meaning of Section 878(a) of Title 21, United States Code, that is an officer who is empowered by law to conduct investigations, make arrests, and seize property for violations of Title 18, United States Code and Title 21, United States Code.

2. Affiant is a Special Agent (SA) for the United States Department of Justice, Drug Enforcement Administration (DEA), and has been so employed since September 2005. During Affiant's employment with the DEA, Affiant has been assigned to the Greensboro Resident Office (GRO) in Greensboro, NC and the Cleveland Resident Office (CRO) in Cleveland, Ohio.

TRAINING AND EXPERIENCE

3. Affiant has been involved in the investigation of various individuals and organizations involved in the manufacturing, distribution, and use of controlled substances.

4. Affiant has conducted surveillance operations and has become familiar with the methods used by individuals engaged in the manufacturing, trafficking, and use of controlled substances. Affiant received specialized training at the DEA Training Academy in Quantico, Virginia in regards to the identification of narcotic substances and the operation of drug trafficking organizations. Affiant has written and conducted numerous search warrants which have resulted in the seizure of large amounts of narcotics and narcotics proceeds. Affiant has also authored numerous Title III affidavits and been the case agent on numerous Title III investigations.

5. Affiant received specialized training at the DEA Training Academy in Quantico, Virginia, regarding the identification of narcotic controlled substances and the operation of drug trafficking organizations. Affiant has also been involved in the investigation of numerous individuals and organizations involved in the manufacturing, distribution, and use of controlled substances. During Affiant's employment with DEA as a Special Agent, Affiant has also worked in an undercover capacity for the purpose of purchasing and/or delivering controlled substances; and has participated in the preparation of affidavits in support of numerous search and arrest warrants for violations of federal drug laws contained in Title 21, United States Code,

as well as in the execution of the same. In addition, Affiant has on numerous occasions, as a Special Agent with DEA, made seizures of contraband, conveyances, currency, drug paraphernalia, and firearms possessed or used in relation to violations of Title 21, United States Code, Section 841. Affiant has successfully conducted numerous investigations that have resulted in the arrest of numerous drug traffickers and the seizure of significant quantities of drugs and drug-related proceeds. Affiant has further conducted surveillance operations of drug traffickers and has interviewed numerous persons personally involved in drug trafficking. Affiant has also supervised numerous confidential sources during controlled purchases of narcotics. Through this training and experience, Affiant has become familiar with, and has gained a thorough understanding of the methods, manner and means used by individuals engaged in the unlawful manufacturing, trafficking, and use of controlled substances.

6. Affiant makes this affidavit in support of a complaint to arrest the below individual. This affidavit does not contain each and every piece of information known to Affiant and other investigators, but rather only information sufficient to establish probable cause to support the requested arrest warrant.

PROBABLE CAUSE

7. On February 12, 2019, during a targeted enforcement operation in Ashtabula, Ohio, investigators from numerous federal, state and local agencies established surveillance in the area of TIMOTHY TOROK's residence, on Washington Avenue, Ashtabula, Ohio. During that surveillance, TOROK was observed leaving the residence, and shortly thereafter, TOROK was pulled over for a traffic violation. After a narcotics-trained canine gave a positive alert for the presence of the odor of narcotics emanating from TOROK's vehicle, the vehicle was searched, and TOROK was found to be in possession of approximately \$2,500 in US currency and drug packaging materials.

8. Officers interviewed TOROK at the Ashtabula Police Department. During that interview, TOROK admitted to obtaining large amounts of methamphetamine, which he would then distribute in the Ashtabula area. TOROK also admitted that investigators would find several ounces of methamphetamine inside his residence in a "common area" on the second floor.

9. TOROK also confirmed that two individuals reside with him on Washington Avenue. TOROK stated that another male also often stayed at the house. TOROK provided a detective with keys to the house so that investigators would not damage the door making entry.

10. Several officers traveled to TOROK's residence on Washington Avenue and executed a search warrant. Upon entering the residence, investigators located and secured three individuals and escorted them out of the residence. Upon securing the residence, the three individuals were checked for warrants and released from the scene.

11. Upon reaching the second floor of the residence, investigators encountered two locked doors. Investigators used a key on TOROK's key ring to access the southwest locked door, and made forced entry through the southeast locked door. The key on TOROK's key ring opened both the deadbolt and door knob on the southwest locked door.

12. During a search of the residence, the following items were seized:

SW Item #1 - scale

SW Item #2 - smoking paraphernalia

SW Item #3 - five bags of suspected crystal methamphetamine

SW Item #4 - paraphernalia/pipes

SW Item #5 - home surveillance DVR recorder

SW Item #6 - scale and packaging

SW Item #7 - digital scale

SW Item #8 - drug packaging

SW Item #9 - two scales

SW Item #10 - \$116 in US currency


13. During the search of the southeast locked room, investigators noted that the clothes and purses inside the room suggested that it was inhabited by a female, and inside a dresser drawer, a women's wallet containing a woman's Ohio identification was located. Inside the same drawer, two digital scales, which appeared to have residue on them, were also located. In the adjacent drawer, several various size plastic bags, commonly used for packaging drugs, were located.

14. During the search of the southwest locked room, which was accessed using a key on TOROK's key ring, investigators located and seized search warrant item #3. The same bedroom contained a TV which was wired to a CCTV system that monitored the exterior of the residence and Washington Avenue.

15. Laboratory analysis of the substance seized from TOROK's room confirmed that it is 138 grams of methamphetamine, with a purity of 88%.

CONCLUSION

Based upon the above listed facts and circumstances, there exists probable cause to believe that TIMOTHY TOROK did knowingly possess with intent to distribute 50 grams or more of methamphetamine, a Schedule II narcotic controlled substance, in the Northern District of Ohio, Eastern Division, in Violation of Title 21 USC § 841(a)(1) and (b)(1)(A). Affiant therefore requests that an arrest warrant ----- TIMOTHY TOROK.



Shaun C. Moses
Special Agent
Drug Enforcement Administration

Sworn to via telephone after submission by reliable electronic means this 25th day of April, 2019. Fed. R. Crim. P. 3, 4(d), and 4.1.



UNITED STATES MAGISTRATE JUDGE
Northern District of Ohio
Eastern Division

